

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

CONSTELLATION NEWENERGY, INC., :
 :
 Plaintiff, : Civil Action No. 02-CV-2733 (HB)
 :
 v. :
 :
 POWERWEB TECHNOLOGIES, INC., :
 :
 Defendant. :

**PLAINTIFF, CONSTELLATION NEWENERGY INC.'S MOTION *IN LIMINE* TO
EXCLUDE THE EXPERT TESTIMONY OF PETER FOX-PENNER**

Plaintiff, Constellation NewEnergy, Inc. respectfully moves to preclude defendant Powerweb Technologies, Inc. from offering the expert testimony of Peter Fox-Penner at trial for the reasons set forth in the accompanying Memorandum of Law, which is incorporated herein by reference.

For WOLF, BLOCK, SCHORR AND SOLIS-COHEN LLP

s/DL422

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